

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

TINA DUNCAN, on behalf of
GABRIEL DOW,

No. CV. 3:10-3084-AC

Plaintiff,

ORDER

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security
Administration,

Defendant.

Philip W. Studenberg
ATTORNEY AT LAW
200 Pine Street
Klamath Falls, OR 97601

Attorney for Plaintiff

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Willy M. Le
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HERNANDEZ, District Judge:

Magistrate Judge John V. Acosta issued a Findings and Recommendation (doc. #14) on November 21, 2011, in which he recommends that the Commissioner's final decision in connection with Plaintiff's November 17, 2007, application for supplemental security income benefits ("SSI Benefits") be affirmed. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, I am relieved of my obligation to review the record de novo. United States v. Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc); see also United States v. Bernhardt, 840 F.2d 1441, 1444 (9th Cir. 1988) (de novo review required only for portions of Magistrate Judge's report to which objections have been made). Having reviewed the legal principles de novo, I find no error.

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CONCLUSION

The court ADOPTS Magistrate Judge Acosta Findings and Recommendation (doc. #14).

Accordingly, the Commissioner's final decision in connection with Plaintiff's November 17, 2007, application for SSI Benefits is affirmed.

IT IS SO ORDERED.

DATED this 22nd day of December, 2011.

/s/ Marco A. Hernandez
MARCO A. HERNANDEZ
United States District Judge